

Statutes), relating to the State Employees Retirement System, as follows: amending Paragraph 1, Subsection B, Section 5, relating to allowance for service retirement; amending Paragraphs 2, 3, and 6, Subsection C, Section 5, relating to disability retirement benefits for appointive officers or employees; amending Paragraphs 2, 3, 5, and 6, Subsection E, Section 5, relating to return of accumulated contributions, payment of additional benefits, and nominees and optional allowances; amending Paragraph 3, Subsection A, Section 6, relating to compensation and reimbursement of members of the board of trustees; amending Subsection B, Section 7, relating to management and transfer of funds; and amending Section 12, relating to the amount of benefits and creditable service; and declaring an emergency.

The amendments were read.

Senator Herring moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Herring |
| Bates | Hightower |
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Harrington | Wilson |
| Harris | Word |
| Hazlewood | |

(President in the Chair.)

Presentation of Guest

The President recognized Senator Kennard and requested him to escort his distinguished guest to the President's Rostrum.

The President Pro Tempore presented Mrs. Nancy Sayers, the new Chairman of the Texas Employment Commission, who had today been confirmed by the Senate. The President Pro Tempore then presented Mrs. Sayers an enrolled copy of House Concurrent Resolution No. 1 which

was a memorial to her husband, the late Scott P. Sayers.

Mrs. Sayers addressed the Senate thanking the Members and expressing appreciation for the "affection you have shown to me and my family."

Memorial Resolutions

S. R. No. 116—By Senator Watson: Memorial resolution for Mrs. Rhett B. Sargent.

S. R. No. 119—By Senator Ratliff: Memorial resolution for Dr. Robert E. Nail (amended).

S. R. No. 120—By Senator Mauzy: Memorial resolution for Mary Elizabeth Ferguson.

Welcome and Congratulatory Resolutions

S. R. No. 115—By Senator Watson: Extending congratulations to Charles W. Ferguson for his interest in the history and tradition of the State of Texas and the Southwest.

S. R. No. 117—By Senator Watson: Extending welcome to Mrs. Bill Williams, et al., of Waco.

S. R. No. 118—By Senator Watson: Extending welcome to Harry Provence of Waco.

Adjournment

On motion of Senator Aikin the Senate at 12:20 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

February 12, 1969

S. C. R. No. 14

EIGHTEENTH DAY

(Thursday, February 13, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

| | |
|-------|--------|
| Aikin | Bernal |
| Bates | Berry |

| | |
|-----------|----------|
| Blanchard | Kennard |
| Bridges | Mauzy |
| Brooks | McKool |
| Christie | Moore |
| Cole | Patman |
| Connally | Ratliff |
| Creighton | Schwartz |
| Grover | Snelson |
| Hall | Strong |
| Hazlewood | Watson |
| Herring | Wilson |
| Hightower | Word |
| Jordan | |

Absent—Excused

Harrington Harris

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

(Senator Hightower in the Chair.)

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Harris was granted leave of absence for today on account of important business on motion of Senator Mauzy.

Senator Harrington was granted leave of absence for today on account of important business on motion of Senator Mauzy.

Senate Bills on First Reading

The following bills were introduced, read first time and referred to the Committees indicated:

By Senator Christie:

S. B. No. 176, A bill to be entitled "An Act authorizing all counties to issue and refund revenue bonds for hospital purposes in accordance with the procedures prescribed for the issuance of similar bonds by County Hospital Authorities under the County Hospital Authority Act, Chapter 122, Acts 1963, 58th Legislature (compiled as Articles 4494r, Vernon's Texas Civil Statutes); enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Harrington:

S. B. No. 177, A bill to be entitled

"An Act relating to the amounts to be paid and eligibility to receive certain benefits under the Firemen's Relief and Retirement Fund for fully paid fire departments in cities and towns having a population of less than 185,000; amending Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 6243c, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Harrington:

S. B. No. 178, A bill to be entitled "An Act to provide for the sale and issuance of a patent to the County of Jefferson, for park purposes, and for general public use, on certain lands in Jefferson County, with a reservation of all minerals, along with the leasing rights to the State; making the provisions of this Act cumulative, and containing an emergency clause."

To the Committee on State Affairs.

By Senator Harrington:

S. B. No. 179, A bill to be entitled "An Act providing for the sale by the State to the City of Port Arthur, Texas, a tract of land in Jefferson County, Texas, known as H. B. No. 541, Chapter 219, Acts of the 54th Regular Session, 1955, and amending the Act by repealing Section 7 thereof; and declaring an emergency."

To the Committee on State Affairs.

By Senator Harrington:

S. B. No. 180, A bill to be entitled "An Act relating to the sale and patenting of certain lands to the City of Port Arthur, Texas; amending Section 2 of House Bill No. 819, Chapter 181, Special Laws of the 42nd Legislature, Regular Session, 1931; conveying the lands in fee simple; repealing Sections 3, 4, 5a and 6 of said Act; providing for conveyance only to the State of Texas; and declaring an emergency."

To the Committee on State Affairs.

By Senator Bernal:

S. B. No. 181, A bill to be entitled "An Act making appropriations for and directing payment of certain miscellaneous claims and judgments out of the General Revenue Fund and other funds designated herein; requiring approval of the claims in the manner specified in The Act before

payment is made; and declaring an emergency."

To the Committee on Claims.

By Senator Snelson:

S. B. No. 182, A bill to be entitled "An Act amending Title 102 of the Revised Civil Statutes of Texas by adding thereto a new article to be designated Article 6053-1 to authorize the Railroad Commission of Texas, to prescribe or adopt safety standards for the transportation of gas and all gas pipeline facilities which are not subject to exclusive federal control, to require record maintenance and reports and to inspect records and facilities, to make certifications and reports and to take all other action requisite to the maintenance of the maximum permissible degree of State control over the safety standards and practices applicable to the transportation of gas and gas pipeline facilities within the borders of this State in accordance with Section 5(a) of the Federal Natural Gas Pipeline Safety Act of 1968; adopting definitions of terms in the Natural Gas Pipeline Safety Act of 1968; authorizing enforcement of safety standards by injunction; prescribing civil penalties for violations; preserving all powers previously vested by law in incorporated cities, towns or villages; repealing conflicting laws; providing for severability; and declaring an emergency."

To the Committee on Oil and Gas.

By Senator Ratliff:

S. B. No. 183, A bill to be entitled "An act authorizing boards of trustees of certain common school districts, upon a majority vote of the qualified property taxpaying electors of the district, to appoint an assessor-collector of taxes and a board of equalization for such district; providing the powers and duties of the assessor-collector and boards of equalization; and declaring an emergency."

To the Committee on Education.

By Senators Blanchard and Ratliff:

S. B. No. 184, A bill to be entitled "An Act to amend Article 4551d, Chapter 9, Title 71, of the Revised Civil Statutes of Texas, as amended; amending Section 1 of Article 4551e, of Chapter 9, Title 71, of the Revised Civil Statutes of Texas, as amended; amending Article 4551b, of Chapter 9, Title 71, of the Revised Civil Stat-

utes of Texas, as amended; amending Article 753, Chapter 7, Title 12, of the Revised Penal Code of Texas, as amended; and providing for severance, repealing and emergency clauses."

To the Committee on State Affairs.

By Senator Blanchard:

S. B. No. 185, A bill to be entitled "An Act relating to the appeal from an order of the Texas Liquor Control Board or the Administrator granting, refusing, cancelling, or suspending a permit or license; amending Subsection 7a, Section 15e, Article I, Texas Liquor Control Act (Article 666-15(e), Vernon's Texas Penal Code); and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Hightower:

S. B. No. 186, A bill to be entitled "An Act relating to qualifications for retirement of judges; amending Chapter 99, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 6228b, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Herring:

S. B. No. 187, A bill to be entitled "An Act establishing and providing a special facility for the mentally ill and mentally retarded; regulating and providing for the operation of same; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senator Watson:

S. B. No. 188, A bill to be entitled "An Act amending Section 3, Chapter 53, Acts of the 50th Legislature, 1947, as amended, relating to the Limestone County Road law; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Hazlewood:

S. B. No. 189, A bill to be entitled "An Act relating to the possession and use of peyote; amending Section 4, Chapter 425, Acts of the 56th Legislature, Regular Session, 1959 (Article 726d, Vernon's Texas Penal Code); and declaring an emergency."

To the Committee on Jurisprudence.

Senate Resolution 124

Senator Creighton offered the following resolution:

Whereas, During the recent Summer Olympics in Mexico, Douglas A. Russell, student in The University of Texas at Arlington, won the Gold Medal in the 100-meter swimming event, butterfly division; and

Whereas, Mr. Russell, the son of Mrs. Betty Jane Russell of Midland, set a new Olympic record in the event and was also a member of the medley relay team (butterfly division), which set another world's record as well as an Olympic record; and

Whereas, Douglas is a senior in The University of Texas at Arlington, and he is majoring in history; and

Whereas, The State of Texas is proud of this distinguished athlete and deeply grateful to him and to his coach, Don Easterling, for the honor they have brought to Texas and the nation; now, therefore, be it

Resolved, By the Senate of the State of Texas, That Douglas A. Russell be congratulated for the sportsmanship and determination displayed in athletic competition that brought to him and to the United States the Olympic Gold Medal for the 100-meter swimming event at the Summer Olympics on October 21, 1968; and, be it further

Resolved, That official copies of this Resolution, under the Seal of the Senate, be prepared for this outstanding citizen and athlete, Douglas A. Russell, and for his mother, Mrs. Betty Jane Russell, in token of the esteem of the Senate for them, and as permanent mementoes of Mr. Russell's Olympic victories.

CREIGHTON
SNELSON

The resolution was read and was adopted.

The Presiding Officer appointed Senators Creighton and Snelson to escort the distinguished guest to the President's Rostrum.

The Presiding Officer presented Senator Creighton and he presented Douglas A. Russell to the Members of the Senate.

Mr. Russell addressed the Senate expressing appreciation for the honor of being here and cited the many instances when he was proud to be a Texan.

Message From the Governor

The following message received from the Governor was read and was

referred to the Committee on Nominations:

Austin, Texas,
February 13, 1969.

To the Senate of the Sixty-First Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointment:

To be District Attorney of the 64th Judicial District: to fill the unexpired term of Frank Stovall, of Plainview, Hale County, who resigned effective March 1, 1969: Tom Hamilton of Plainview, Hale County.

Respectfully submitted,
PRESTON SMITH,
Governor of Texas.

Reports of Standing Committee

Senator Moore submitted the following reports:

Austin, Texas,
February 12, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 133, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman

Austin, Texas,
February 12, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 54, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman

Austin, Texas,
February 12, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 65, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman

Austin, Texas,
February 12, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 73, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman

**Senate Joint Resolution 3 on
Second Reading**

Senator McKool moved that Senate Rules 110 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. J. R. No. 3 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Herring |
| Bates | Hightower |
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Word |

Absent

Wilson

Absent—Excused

Harrington Harris

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 3, Proposing a constitutional amendment to provide for an orderly transition in the office of the governor by authorizing certain funds to be appropriated for the use of a new governor-elect.

The resolution was read second time and was passed to engrossment.

**Senate Joint Resolution 3 on
Third Reading**

Senator McKool moved that Senate

Rule 30 and the constitutional rule requiring joint resolutions to be read on three several days be suspended and that S. J. R. No. 3 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | McKool |
| Bridges | Moore |
| Brooks | Patman |
| Christie | Ratliff |
| Cole | Schwartz |
| Connally | Snelson |
| Creighton | Strong |
| Grover | Watson |
| Hall | Wilson |
| Hazlewood | Word |
| Herring | |

Absent—Excused

Harrington Harris

(President in Chair.)

The resolution was read the third time.

Question. Shall S. J. R. No. 3 be finally passed?

Leave of Absence

By unanimous consent, Senator Berry was granted leave of absence for today on account of important business on motion of Senator Brooks.

**Senate Joint Resolution 4 on
Second Reading**

Senator Moore moved that Senate Rules 110 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. J. R. No. 4 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

| | |
|-----------|-----------|
| Aikin | Grover |
| Bates | Hall |
| Bernal | Hazlewood |
| Blanchard | Herring |
| Bridges | Hightower |
| Brooks | Jordan |
| Christie | Kennard |
| Cole | Mauzy |
| Connally | McKool |

| | |
|----------|---------|
| Moore | Snelson |
| Patman | Strong |
| Ratliff | Watson |
| Schwartz | Wilson |

Nays—2

| | |
|-----------|------|
| Creighton | Word |
|-----------|------|

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 4, Proposing an amendment to Article I, of the Constitution of Texas by adding thereto a new Section to be known as Section 3a, providing that equality under the law shall not be denied or abridged because of sex, race, color, creed, or national origin; providing that the amendment is self-operative; and providing for the calling of an election and the publication and issuance of the proclamation therefor.

The resolution was read second time and was passed to engrossment by the following vote:

Yeas—25

| | |
|-----------|----------|
| Aikin | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Grover | Snelson |
| Hall | Strong |
| Hazlewood | Watson |
| Herring | Wilson |
| Hightower | |

Nays—3

| | |
|-----------|------|
| Bates | Word |
| Creighton | |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

Senate Joint Resolution 4 on Third Reading

Senator Moore moved that Senate Rule 30 and the constitutional rule requiring joint resolutions to be read on three several days be suspended and that S. J. R. No. 4 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

| | |
|-----------|----------|
| Aikin | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Grover | Snelson |
| Hall | Strong |
| Hazlewood | Watson |
| Herring | Wilson |
| Hightower | |

Nays—3

| | |
|-----------|------|
| Bates | Word |
| Creighton | |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—25

| | |
|-----------|----------|
| Aikin | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Grover | Snelson |
| Hall | Strong |
| Hazlewood | Watson |
| Herring | Wilson |
| Hightower | |

Nays—3

| | |
|-----------|------|
| Bates | Word |
| Creighton | |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

H. C. R. No. 19, Providing that the Texas Legislature recognize National Negro History Week, February 9-15, 1969.

**Senate Joint Resolution 6 on
Second Reading**

Senator Watson moved that Senate Rules 110 and 36 and Section 5 of Article III of the State Constitution be suspended and that S. J. R. No. 6 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 6, Proposing an amendment to Section 2, Article VIII, Constitution of the State of Texas, to provide that nonprofit water supply corporations are exempt from taxation.

The resolution was read second time.

Senator Watson offered the following amendment to the resolution:

Amend S. J. R. by striking out the following language in Section 1 of the S. J. R.:

"for any of its authorized purposes" and substituted in lieu thereof the following:

"in the acquisition, storage, transportation and sale of water as authorized as its sole legal purpose."

The amendment was read and was adopted.

The resolution as amended was passed to engrossment by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

**Senate Joint Resolution 6 on
Third Reading**

Senator Watson moved that Senate Rule 30 and the constitutional rule requiring Joint Resolutions to be read on three several days be suspended and that S. J. R. No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

Senate Bill 87 on Second Reading

Senator Hall moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 87 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 87, A bill to be entitled "An Act authorizing the Board of Regents of the Texas Woman's University to sell certain land; providing for the establishment and maintenance of a music scholarship; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 87 on Third Reading

Senator Hall moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 87 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

Senate Bill 95 on Second Reading

Senator Moore moved that Senate

Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 95 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 95, A bill to be entitled "An Act relating to the transfer of certain land from Harris County to Waller County; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 95 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 95 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Grover |
| Bates | Hall |
| Bernal | Hazlewood |
| Blanchard | Herring |
| Bridges | Hightower |
| Brooks | Jordan |
| Christie | Kennard |
| Cole | Mauzy |
| Connally | McKool |
| Creighton | Moore |

| | |
|----------|--------|
| Patman | Strong |
| Ratliff | Watson |
| Schwartz | Wilson |
| Snelson | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

| | |
|------------|--------|
| Berry | Harris |
| Harrington | |

Senate Bill 96 on Second Reading

Senator Moore moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 96 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

Berry Harris
Harrington

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 96, A bill to be entitled "An Act amending Acts 1941, 47th Legislature, Chapter 121, as amended, to extend the Authority of the Board of Directors of the Texas A&M University System to issue Revenue Bonds for the purpose of extending and improving water and sewer facilities at campuses of the Institutions under its control; to clarify the terms of the Act; providing for severability; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 96 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 96 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

Berry Harris
Harrington

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

| | |
|-----------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Blanchard | Mauzy |
| Bridges | McKool |
| Brooks | Moore |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Schwartz |
| Creighton | Snelson |
| Grover | Strong |
| Hall | Watson |
| Hazlewood | Wilson |
| Herring | Word |

Absent—Excused

Berry Harris
Harrington

Memorial Resolutions

S. R. No. 123—By Senator Bridges: Memorial resolution for John Wesley Agee.

S. R. No. 130—By Senator Hazlewood: Memorial resolution for Bruce E. Autry.

S. R. No. 131—By Senator Hazlewood: Memorial resolution for Harry B. Gilstrap, Jr.

S. R. No. 132—By Senator Hazlewood: Memorial resolution for William P. Chamberlain.

S. R. No. 133—By Senator Hazlewood: Memorial resolution for Robert Theodore Alexander, Sr.

S. R. No. 134—By Senator Hazlewood: Memorial resolution for Robert Boxwell.

S. R. No. 135—By Senator Hazlewood: Memorial resolution for David Kritser.

Welcome and Congratulatory Resolutions

S. R. No. 125—By Senator Brooks: Extending commendation to W. G. Wieser for his heroic effort in saving the life of a Deer Creek infant.

S. R. No. 127—By Senator Watson: Extending welcome and privileges of the floor to Tommy Lochridge of Waco.

S. R. No. 128—By Senator Watson:
Extending congratulations to J. M.
Kubickie on his dedicated service to
the people of Central Texas and for
his philosophy of life.

S. R. No. 129—By Senator Patman:
Extending welcome and privileges of

floor today to Richard D. Grant of Victoria.

Adjournment

On motion of Senator Word the
Senate at 12:06 o'clock p.m. adjourned
until 11:00 o'clock a.m. Monday, February 17, 1969.

In Memory of J. Blair Cherry

Senator Blanchard offered the following resolution:

(Senate Resolution 122)

Whereas, The late J. Blair Cherry, one of the Nation's all-time football coaching greats, was honored on November 27, 1968 when he was inducted posthumously into The University of Texas Longhorn Hall of Honor; and

Whereas, Coach Cherry, who died on September 10, 1966, was head football coach at The University of Texas from 1947 through 1950, and he resigned after winning the Southwest Conference Championship in 1950; three of his four teams went to bowls, with his Longhorns whipping Georgia in the Orange Bowl and Alabama in the Sugar Bowl; the only bowl loss by his gridders was to Tennessee in the Cotton Bowl; and

Whereas, This distinguished Texan and outstanding football mentor received the acclaim of football fans, sports writers, coaches, and players alike at the awards' presentation ceremony: Weldon Hart, former sports editor and newspaper executive for the Austin American-Statesman, who served as master of ceremonies for the event, phrased the opinion of all present when he said that "Blair Cherry was an authentic football genius, an innovator, tactician and coach well ahead of his time"; and

Whereas, Coach Cherry first gained fame in the high school ranks, where he coached Amarillo to three consecutive State championships before taking over as head coach at Texas; he is the only football coach ever to win a Texas high school State Championship and a Southwest Conference Championship; and

Whereas, At the University, Coach Cherry made the switch from the single wing to a pro-type, T-formation; he also pioneered the draw play while Tom Landry, now head coach of the Dallas Cowboys, was the Longhorn fullback; he is credited with separating the offensive and defensive units, the basics around which platoon football has progressed; and

Whereas, His four Texas football teams averaged more than 25 points per game, an outstanding figure in those days just after World War II; and

Whereas, Coach Cherry is a member of the Panhandle Sports Hall of Fame, the Texas High School Coaches Association Hall of Honor, and the Texas Sports Hall of Fame, to which he was inducted just two days after his death; and

Whereas, It is appropriate that the Senate of the State of Texas express appreciation for the life and service of Coach Blair Cherry; now, therefore, be it

Resolved, That the Senate of the 61st Legislature by this Resolution pay tribute to J. Blair Cherry, and that copies be prepared under the Seal of the Senate for Mrs. Cherry and for his son, District Attorney J. Blair Cherry, Jr., both of Lubbock; and, be it further

Resolved, That when the Senate adjourns this day, it do so in memory of J. Blair Cherry.

BLANCHARD

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Watson, Wilson, Word.

The resolution was read.

On motion of Senator Herring, and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Blanchard, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

In Memory of
Judge A. M. Harrison

Senator Aikin offered the following resolution:

(Senate Resolution 126)

Whereas, God in His infinite wisdom has called from these earthly labors Judge A. M. Harrison; and

Whereas, Judge Harrison was a graduate of Paris High School, received a B.A. degree from Baylor University, and a law degree from the University of Texas; and

Whereas, Judge Harrison had a distinguished career as Trust Officer of the First National Bank, Paris, Texas, Assistant County Attorney and County Attorney of Lamar County; and

Whereas, Judge Harrison was elected District Judge in 1952 and had served continuously since that time as Judge of the Sixth Judicial District Court; and

Whereas, The Senate is grieved to learn of the passing of this distinguished lawyer and personal friend of several Members; now, therefore, be it

Resolved, That this Resolution be adopted by a rising vote and that copies be mailed to each member of the family.

The resolution was read and was adopted by a rising vote of the Senate.